ARGUMENTS IN LEARY CASE

Evidence Completed in \$25,000 Damage Suit against City.

Afterney Coulin Appents to Jury in Behalf of Widow and Children-Electrocution Not Proven, Says Attorney Brown.

After the defense had wound up it introduction of evidence by putting in various odds and ends of testimony Tuesbehalf of the planetir and an argent to angina caused by a deadly and dan-the jury for the widow and culturen of scroom current. on who is claimed to have been the time of closing court-

bolk about for some foration nothing more? of advantages. First he thought ed the jury in substance as follows: orthogonal the school operation of the settled in Profington, found

ton. But remember this, every dollar school of the school of the search for him.

From Montrea parkets of tex-payers.

The attorneys on the other side have

distoners at that to site of Electination is responsible for

whilety note in a subtle month

s effects, the track which is leaves. "At the time of Mr. Learns's death atonsy was bell and Mr. Learns's shork from fixtures mostalrethat at the time, On the 18th of I un Leure's sixtoon-vour-old band at the time of death, if it wasn't electricity which had emised

Mr. Leary tried the device and got a flam when he held the end some distance from the ground. Then Mr. Shers win rame and deterious a ground current with many and deterious a ground current. While Mr. Shers in was still working at and dangerous current on the wire. The ten o'clock in the morning of Four Mr. Sherwin in the course of anie to say: "It was " microm are wire and discovered

New come back a grouth. Mr. Madiannica rooms man who lived where his hamber window was within a few feet Sterwin, testified that during the month sording Learn's death, he had several.

are wire at this point was run from the Friday, made for clearing the high current wire there of the medical profession occupied was that the right way of doing that? to kill some one sometime.

The voltage was not always the same. swinging connection or some obstrucon the ground. I do not know.

Now do you think that John Lours manable in say that he was struck was no arterio-selerosis until

here has been an attempt to infound dend. ters said there must be an autopay is family was opposed to an autops: the brother in law of the deceased, down to persuade them not to autopay if he Medinity ald have snown a clinical history of

finical history was going the rounds at as the autonsy was being held sides angina pectoris. isn't clear who this is supposed to e come from There was some efet to connect it with for Leary but Leary was in Massachusetts and Though among the seven wonders of not arrive until some time after Butopsy had been held Leary worked every day, was on

istially fast walker, and had lived exemplary life. Does that look like erosis" There isn't one thing about case that shows the clinical hisy of heart disease. We have called ery doctor that ever examined him d not one had ever found any trace heart trouble.

Then Harold Lears received the lent shock of electricity, and the alth officer and Dr. Stone began to ak that their first conclusion had been correct. They performed aner autonsy and discovered the burn the hand and a fluid condition of



indaze Tablets have proven their worthin iberculosis. They assist nature. Such gradually stops, night aweats cease, petite improves, atrength returns. No opium, et continuous and permanent.
Didaze Emulsion of Olive Oil with
typophosphites produces results beyond
spectation when used with the tablets.
Trial package of Tablets from your drugist. Send for testimonials. package of I ame end for testimoniale. can Oxidaze Co., Worcester, Mass Eugene Howard, M. D., Pres.

FOR SALE BY J. W. O'SULLIVAN, BURLINGTON, VT.

day, the Larry \$25,000 negligence case the blood. They then concluded that arrived at the argument stage. The it was electrocution that caused death, Frester part of the afternoon was devoted. "Flectricity kills by a spasm. The "Electricity kills by a spasm. The ing up of the testimony on angina pectoris in this case was the

"What was John Leary worth? He killed through negligence in connection was forty-nine years old. What was with the municipal lighting plant. After he worth to his children? He was the Attorney Henry Conlin had delivered this kind of man to want his children to appeal, Attorney & E. Brown began an baye education and opportunities. This No beeney could replace him to them ming-up had not been completed at How much was he worth to his wife? How much was he worth to his bust-Conlin in successing up for the mass? Was he worth one hundred dollars a month? He was worth more in money can give. There will be her of mon this was. You have heard talk about going down into the poc-

married, did hard farm work, and his widow. Give them back their ed a farm real creamery, and then father and husband and they will ask n which his growing children could have Attorney-General R. E. Brown address-

of buying a farm near Middlebury so that "It is not my intention to talk long, might five near and at- This will is against the city of Burling-Callege On looking ton. But remember this, every dollar

191. and after some time went into princed their rafth to the proposition that tile as he is an expert at jumping freights, served. the greery and meat inclues. He had negligates of the city's employes caused wife and six children. The youngest of a deadly current of eccurricity to be on the six was a cripple from both.

"On February E. 1912, the city of the Leary circuit on the boston got into a row with the captain, and the democrats in the generatorial cambine was engaged in the business of the Leary circuit on the position got into a row with the captain, countries of the business of the man. Unless they can show that He left and a few days later the detective other things which took a large area for this man. Unless they can show that the deadly and dangerous current was arrived. In Chicago a clue was obtained at on the wires they cannot recover.

an employment agency but again Shotter Following the breakfast, the couple left.

itness. Mr. Halliban, saw sparking on up at Minneapolis. wires and from that it is argued that Here he tried the railroad and had his ere was on the wires a dangerous and picture taken in cowhey costume. ther wires there. And remember this, mental in causing his arrest as he was

He testified that he was standing at the aBombard and I don't know how many the farm house. He had left a few hours others were there. How did it happen when he received this shock that none if them noticed it or knew anything ed dangerous current? Thomas Leary not his shock in the daytime. Did he get is from the are wire? The six wire was gan went up to him saying, "Well Bert, as deed at that time as this rail under I guess you had better come with me sudden death of this man with no went down and performed their expert, all disconcerted and said that he was Matthew Learn the brother of the dead They never in all their experiments ments in the daytime. The are wire was

"Is it reasonable to suppose that there device for testing the fixture office could have been a deadly and dangerous Morgan brought the man as far as Essex and first what ap-entreed when all the evidence tends to Junction and from there the sheriff vent a need with a light show that there was no deadly and danat, and an expered and to the cord.) gerons current there?" (At this point await his trial

were at work remaying the things might have been. But you are of a century, Patrick Farrell Tuesday born in Middlesex 76 years ago. He are the Highgate Springs station. She is the Larry street, then not coing to take my money or the money ceased his labors as junitor of the city managed the Maplewood farm in the daughter of Mr. and Mrs. A Lanco

g out the wirest of the Learn entered towing to the opening of the supreme and efficiency go. His successor, who is t deposite the long at 18 Chargeline court, the meeting of superior court appointed by City Treasurer Grant, is Harry Rossi, the 17-year-old son of man the pole we have called pole judges and the banquet of the State Har Lawrence Suilivan of this city. association all coming in the early part Mr. Farrell was appointed by the late jured Monday afternoon when he was of hext week, the jurors not on the panci G D. Weller, who was city treasurer at kicked by a horse he was driving. The until next Wednesday at 250 p. m.

PHYSICIANS ON STAND.

Some Technical Testimony Introduced In Leary Case in County Court.

The Leary suit against the city for al-Significance. There is a right and a wires of the municipal electric light plant at this time. There is not at present a given up to a Sunday school room and gain because of the large number of new wrong way of doing things. The second- was resumed Monday after a recess from single occupant of the city hall who

No allowance was stand, and throughout the session mem- who was constable, remain in the city,

Thus the trap was set which was sure Dr. Clark answered a number of ques tions of more or less technical nature and the arduous duties than formerly. The telephone pole, The very night on which John Leary told from a diagram about the degrees of old system of heating with its many was willed, a man named Hefflen, burns and in particular about the blister stoves and furnaces made it necessary for standing in some boards and excelsion found on the hand of the deceased. He the jantior to be everlastingly on the job territed a cluent which caused him to also mounted an immense microscope on and the early arrival was followed with the side of the jury box and allowed the jurymen to peek through at a slide stairs was used for meetings or entertain-That much be clear. It may have been mounted with a cross section of the bils ter take from the hand of the deceased. went dawn collar and died of arterio- at first objected to and then admitted selectories" [5. For think it is likely after the witness had been asked to step and once presented him with a gold off the stand and E. H. O'Belon of Ruthas light in his hand? Sen't It more land put on to straighten out a disputed. positite to the question a dispersion and steady current" summed up all the pathological evidence and ended with the question whether or at dentity and dangerous current got not, assuming all those facts, it was nec sary to have an electric shock to cause death. Dr Beecher was of opinion that clinical history into this case the conditions recited were in themselves enough to account for death.

d to be a death cortineare. There die of angina pectoris without previous gilver Bay physical work institute. indication of trouble, and that a physical examination falling to discover anything the matter with the heart would not afdeath, so the indication of trouble, and that a physical Beecher on the stand, was asked a long a large attendance is expected. Over 40 Barre Electric company, hypothetical question similar to that prizes have been donated by the men of With a capital stock of \$30,000 articles isked of Dr. Reecher, and answered sim- the county, dead man at that time, no autopsy | tharly | Poth witnesses admitted on crossexamination that, assuming that even a man, with hardenest arteries and a pale A., will be held at Windsor Nov. 5, 6, 7, is to carry on a general granite busicurrent, he might die of something be-

AUTUMN IN VERMONT

the ancient world are named The walls and ampging gardens down in Habylon far-famed

Fairer yet gleam forth the gardens or our glorious autumn hills-Royal-robed in all their splendor-sight that all our nature thrills.

Never hand of man has painted half the secured hatches of 15 chicks in May from glories here revealed,

secret here concealed. We may count the world's great wonders-man-conceived and man-de-

Naught compares in grandeur, beauty, with the works of God's great mind.

CHASE ENDS SUGGESSFULLY

Bert Shotter Brought Back from North Dakota to Vermont.

Hunted Criminal from Canada through Many States-Now in Chelsen Jall.

wanted by the authorities of Vermont for numerous crimes, including a criminal assault on a E years old girl in Barton. The detective made the capture following a trace across the country and a hunt of m. ny months. When arrested Shotter talked freely concerning the crime and hy Miss Catherine Cannon, who sang the Ave Maria during the ceremony.

The bride wore a white wool cordurey in the continue of the largest ever and American Beauty roses. The music was furnished by Miss Margaret Bacon, who played Mendelssohn's wedding march, and by Miss Catherine Cannon, who sang the Ave Maria during the ceremony.

The bride wore a white wool cordurey is a conditional Rabbi Jacob Goodman. The gathering was one of the largest ever known in any Jewish assembly in this city.

Rabbi II Popkin, successor to Rabbi Goodman officiated, choosing as his text than the did not expect to get less.

on Esther Hyde and immediately fled to carnations. The best man was John M. At the close the Rev. H. W. Sacks offered Canada. The detectives were hot after Quinn of this city. Shotter wise to what was going on and guests were present. though he would be captured. Again he and ferns were also used. Miss Mary foiled the officers, and from a grove in Kennedy possibled at the numb bowl, and

They are asking you under oath to say had left and gone this time into Wiscon.

They are asking you under oath to say had left and gone this time into Wiscon.

Mr. and Mrs. Kennedy will reside at say. In January it is said that one time in many places and finally wound 49 Murray street upon their return.

There were too many picture afterwards proved most instruthere were nine other houses on that cir- traced much easier. At Fargo, his next stop, the detective was just one day be-Again a man named Hefflon claims that hind and things looked easy. It was here e got a shock on the night of the death, learned that he had obtained employment on a farm 15 miles away and after a fast ad of the dead man, Dr. Dalton, Dr. automobile trip, the officers arrived at

He was located at supper time that wening in another farm house. A sheriff would it? Does that look like a deadly and Mr. Morgan walked in on him white he was eating and before he could make a move toward getting away. Mr. Mormy hand. Sherwin and Maithew Leary back to Vermont." Shotter was not at thinking of going anyway. He finished his supper with great calmness and talked

freely with the officers. Sheriff Kent of Chelsea and Detective

ENDS LONG SERVICE.

Patrick Farrell, for 25 Years Janitor

of the city of Burlington without being hall and retired with a record which is Calais for 49 years.

is it lay there at the other wire now serving were excused by the judge that time, and General W. W. Henry was right side of his face below the eye then mayor. Since that time he has was ladly cut, but no hones were of the entering academic class at the served continuously and during the first broken. eighteen years there was not a morning! which did not see him at his labors hetween four and five o'clock. About nine years ago Mrs. Farrell's death occurred and the only absence during the entire leged negligence in connection with the service of 25 years and eight months was was there at the time of his appointwho while may have carried 3.600 for Frederick E. Clark was still on the was city clerk, and Ethelbert Selden, Mr. Farrell gives as his reason for rean all day's work. When the half up ments. Mr. Farrell remained around to east of Barre, and is still raging. An er-Dr. C. H. Beccher was put on and asked hours before he was called on to turn flames, under the direction of Fire Wara long hypothetical question which was out in the morning. The employes of the den D. S. Gregory of Barre town, headed cane and at another time a gold

STATE Y. M. C. A. NOTES.

Roland D. Reid of North Tonawanda. N. Y., has begun his work as the physi- Butland County National bank. cal director of the association at Benmost for the health officer. There The witness testified that a man might stum experience and is a student of the night and a sum of money was taken.

be held at the Y. M. C. A. headquarters the city is very faulty. The armory and Dr. J. N. Jenne, who followed Dr. at Middlebury on October 28 and 23, and city stable are to be re-wired by the

the auspices of Windsor county Y. M. C. company of Williamstown. The company that a considerable amount of heart received a dangerous and deadly in the Kennedy riding hall, as usual. A ness. great deal of interest is already mani- Fred Badord of Graniteville escaped fested in the show as a large number of serious accident Sunday when the steer boys and girls have been working in the ing gear broke while he was automobilvarious contests. The premium list has ing to Lyndon. A licking noise warned been issued and contains full information in regard to prizes, classes, etc. Copies slowed down. The machine was ditched,

The Windsor County Boys' and Girls' Poultry club, which was organized in the spring by the county Y. M. C. A. committee with a membership of 70, has already begun to show results. Two of the girls Not the skill of all the ages finds the broads are alive to-day. Some of the things yet to be determined are: Pullet to begin laying first and what breed, largest chick at four months, largest net income from the 15 eggs from original set-

have been offered for the best record ande by the club members. The fall tennis tournament of the Montpelier association, which ran for two weeks, has recently been finished and James Towle was the winner.

The Rev. Paul D. Moody is the new Memory of Late Rabbi Jacob hairman of the religious work committee and some plans are being made for active work by that committee.

KENNEDY-GILMORE.

Wedding of Two Well Known Burlingtonians Yesterday Morning.

The wedding of two well known Burlingtonians took place Tuesday morning at 5:30 in the Cathedral of the Immaculate eption when James J. Kennedy, son H. W. Morgan of the Wood-Morgan de- of Mr. and Mrs. James Kennedy of this More than 250 constituents of the Jewish tective agency was in the city on business city, and Miss Helen Loretto Gilmore, Monday having come from Castleton, N. daughter of Mrs. Catherine Glimore of day morning in the United Hebrew come D., where he arrested Bert Shotter, alias Murray street, were united in marriage tery at South Burlington for the unveilline of a headstone to the memory of the wanted by the authorities of Vermont presence for number of friends.

The Cathedral was hard and the condained Rabbi Jacob Goodman. The

than is years in prison. He was already suit and a white blush had with an estrich out on probation with a sentence of two plume. She carried a bouquet of bridal

and at one time were in Following the reremony is welding same railroad yard with him breakfast was served at the home of the but a too talkative policeman put bride on Murray street and about 50 he escaped. In Montreal he was discov- effectively descrated in a color scheme of ered working in a store and it looked as pink and watte. American Beauty roses

the suburbs of Montreal watched them the Missey Catherine Sullivan, Helen Mr. Nally, Catherine Cannon, Gertrude From Montreal he went West and ef- Clough, Margaret Courincy, Sadio Glea- (From the Washington Post of Sept. 26. forts to step him on the way proved fu- son, Anna Devlin and Sarah Corley J. E. Burke, mayor of Burlington, Vt.

VERMONT NOTES

Albert Steele of St. Johnsbury Terribly Burned by Molten Metal.

Albert Steele, 22 years old, was he ribly burned by molten metal at the our way is talking about the wonderful from foundry of the scale shops at St. Johnsbury Monday. His condition is to getting what he wants. He wants dangerous and if he lives he may lose only the right thing, and why shouldn't his eyesight. It is thought that he be get it? plunged a bar of cold fron into the metal and caused the explosion. The metal went over his face, arms and hands, and crazed with pain he tried to escape from those who went to his assistance. He was one of the heroeof the Citizens' bank block fire five mother at the risk of his life.

SERIOUS FOOTBALL ACCIDENT. While Robert Mack, 14 years old, parochial school of Montpeller Monday of Highgate Springs. There was a sma afternoon, he fell on a pointed piece of glass imbedded in the ground, which bride were a blue traveling suit and entered his side one inch below the white hat. She carried white roses. He heart, severing a small artery. It is expected that he will recover.

DEATH OF PHOMINENT FARMER.

G. Rossi of Barre, was painfully in- U. V. M. Freshman Class Shows 142

PLAN NEW CHURCH BUILDING. se to accommodate its growing Sun-years ago. Of this number 135 are mer school. The building will probably and 46 are women. hall with a senting capacity of 450.

RUTLAND BOYS IN AUTO CRASH. continued ill-health, which Ogdensburg, N. Y. On rounding a curve senseless but Hallou escaped injury. Tyr-

FOREST FIRE ON COBBLE HILL. started Sunday morning on Cobble hill. lose up and this was often only a few ganized force of men is lighting the

VERMONT BREVITIES. The Rev. E. Stacy Harrison has reigned the pastorate of the West Prattle-

soro Church to enter the Gordon Train ug school at Boston. A bogus \$10 bill was pareed World's Fair" at South Wallingford, the counterfelt was discovered by the

The poolroom of Oscar Michaed or nington. He has had some good gymna- Hardwick was entered into the other

The third annual State corn show, under peller by the Wullam E. Jones Granite

him and when the rod broke off he had may be obtained from A. C. Hurd, Y. M. but none of the occupants was thrown

Between 30 and 40 persons are camped vesting ferns. Shipments are being made daily to storage houses in Pittsfield and ing. Hinsdale, Mass. and New York. Ferns is eggs and all the chicks in the two this year are smaller and not so numerous as usual because of the dry weather, land has brought Edward Driscoll, bet-

ting, rations fed, largest number of eggs business results, will be a day when you from brood up to January 1, 1914, bird take the time and trouble to investigate oring highest, etc. Some valuable prizes a classified ad!

PAY HIGHEST TRIBUTE KNOWN

Goodman Honored.

Unveil Hendstone in United Hebrew Cemetery-Ralph H. Popkin Delivers Fitting Enlogy-Memorinl Prayer by Rev. Sacks.

community of this city gathered Sun-The Cathedral was handsomely decorat-

and the angels of God met him." spoke at length with his well known abiland one-half to three years hanging roses. The bridesmaid, Miss Mac Ken-Shotter committed the crime last Juno of white broadcloth and carried pink accorded a constituent of this community.

emerial prayer. Rabbi Goodman died of heart failure the morning of January 12, 1912, 19 minutes after his return home from the usual daily morning services.

MAYOR IN WASHINGTON.

Is Not Hopeless for Democrats.

for six consecutive terms, is at the Rarock-ribbed republican State.

"I am here to tell you," said Mayo Rurke, "that Vermont is not hopeless by any means. Some fine morning the sleer ing Republican party will wake up to find that the progressiveness of President Wilson's democracy has worked wonders among the voters, and they will begin to

shout for Jefferson and Wilson. "I am proud to say that President Wilon has made good, and everybody up uccess with which he persuades his way

VARNEY-LANCOR.

Central Vermont Station Agents Married at St. Mary's Cathedral.

the wedding of J. L. Scott Varney Highgate Springs and Ida Grace Lanco was solemnized Tuesday morning at 7:3 clock at St. Mary's Cathedral, the Rev mony. The bride was attended by her sis was making a tackle in a football ter. Mrs. Helen Green, of Jenesville, and between classes of St. Michael's the groom by his brother, Elmer Varner mpany of friends and relatives. sister were a blue suit and carried carna-

A wedding breakfast followed the cere mony at the New Sherwood and after-O. C. Stewart, one of the best wards Mr. and Mrs. Varney left for a weedling trip to Springfield, Mass. Mr. the whree the emprove goddeniy stopped answer was: "It might have been" of City Hall, Resigns.

Of Cit

from This State. A complete tabulation of the figure finished. The final count shows that the new class numbers 182, the largest class The Center Congregational Church of in the history of the college and 21 more Enatts boro plans the building of a parish than the record of 161 established two

so new agricultural students compared with G of a year ago. In the straigh academic course, arts and sciences, there Rutland narrowly escaped being killed are 52 men and the entire enrollment of 46 young women. This is a gain of 3 makes it harder for him to attend to at high speed the machine crashed into a Sixteen persons have enrolled in the first year of medicine and 22 in the pre-medi-

at course Figures have also been compiled to how the geographical distribution of the freshmen. Porto Rico and the States of Maine, Pennsylvania, Ohio, Iowa, Illinois and New Jersey each have one repreentative in the new class. New Hamphire has contributed 2, China, Rhode Island and Connecticut each 3, Massachusetts 8, and New York 12. Eighty per cent, of the class, or 142, are Vernonters. To the student body from the State, outside of Burlington, the town d Pittsford contributes most largely ithe, while Morrisville is next with

A WORD OR TWO FOR ADAM. dam doubtless was a triffa crude. Adam lacked a college education: beliable his speech was often rude Adam were no collar, nor a shirt,

Adam's smile may seldom have been But, at least, he never tried to firt With a girl who merely liked his money

Adam was a man of primal passions. t appears that Adam, from the start. Adam was no statesman and no sage, Adam preached no gospel to his broth

But he never ventured to engage In a cunning scheme to swindle others

Adam lacked ideals and ambition If it had not been for Adam's fault No man would be going to perdition; He was neither handsome nor refined, And his manners doubtless were dis

tressing, in the woods east of Bennington har- But, at least, he never, when he dined Made them let him mix his salad dress-S. E. Kiser, in Chicago Record-Herald

Deputy Sheriff D. A. Barker of Rut- ter known as "Pug" Driscoll, formerly of Hampton, N. Y., to Rutland, where Probably the most profitable day of he has been wanted on a charge of ilyour whole life, measured by its full legal selling of liquor on the grounds of business results, will be a day when you the South Wallingford fair two years ago. He was indicted by the grand jury

of Rutland county a year ago

The W. G. Reynolds Co.

Carpets, Furniture, Linens

It begins next Monday morning-Burlington's Merchants' Week, October 6 to 11. Car fare paid on \$25.00 purchases. Your dinner on purchases of \$10.00.

Again We Say The Hoosier Kitchen Cabinet Club

Other women are preparing to save miles of steps in their ordinary kitchen work, why not you? You'll never miss the small outlay. (only a dollar a week). This club plan will place one in your home for only a dollar. This proposition is possible because this club sale is under direct factory supervision and a factory representative is here to tell you all about these famous Hoosiers. Join the club to-day. Tomorrow may be too late-our stock may be exhausted.

Do It To-day! **One Hundred Velvet Rugs**

Size 27x54 inches, in two-tone effects of tan, blue, red and green with white. Just the thing for a bath rug, line borders worth \$1.50.

Special 98 Cts.—Linoleumns

Don't forget these immense assortments and above all don't forget that this is ideal weather to have Linoleum work done. If you're thinking of a new Range, be

sure and have a Linoleum floor laid first. Scotch and English Matting patterns 50c and 65c square yard.

4-yard wide Sheets 69c square yard.

2-yard wide Linoleum 39c square yard.

Inlaid Linoleum \$1.00, \$1.25, \$1.50 sq.

Dutch Pottery

yard.

See the handsome Vases, Fern Dishes, Umbrella Holders, etc., in our window. Prices 59c to \$6.50.

Special Special

Bar Harbor Willow Chairs, extra well made, natural color, complete with buttoned green denim cushion, only \$5.00.

Electric Table Lamps

Just ask to see them. Prices will interest you.

Glenwood Ranges

Make cooking easy. We make it easy for you to own one.

Carpets Cleaned, Made Over and Relaid Hair Mattresses Made Over and Renevated. 'Phone 508.